

**CALENDAR ITEM
C13**

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06/18/02
W25814
G.Kato

DREDGING LEASE

APPLICANT:

City of Pittsburg
PO Box 1518
Pittsburg, CA 94565-0518

AREA, LAND TYPE, AND LOCATION:

Legislatively granted sovereign lands with minerals reserved and ungranted sovereign lands at the Pittsburg Marina, city of Pittsburg, Contra Costa County.

AUTHORIZED USE:

Maintenance dredge a maximum of 73,000 cubic yards of material to maintain adequate depth for safe vessel passage within three locations (George Lowy Basin, Marina Park and Basin III) within the Pittsburg Marina. Dredge materials to be disposed of at the United States Army Corps of Engineers approved upland disposal site at Winter Island.

LEASE TERM:

10 years, beginning June 1, 2002 – May 31, 2012.

CONSIDERATION:

No royalty will be charged for disposal of dredged material; \$0.25 per cubic yard will be charged for any material used for private benefit or commercial sale purposes.

OTHER PERTINENT INFORMATION:

1. The dredging is part of a larger dredging project to remove 126,000 cubic yards of material. Dredging of 35,000 cubic yards per year is covered under PRC 7063, a lease of ungranted state sovereign lands, to the city of Pittsburg for marina purposes.

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2. The dredge material will be removed by hydraulic suction and piped to United States Army Corps of Engineers approved upland disposal site at Winter Island. The pipe will be removed after each dredging episode.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alterations to Land; Title 2, California Code of Regulations, section 2905 (d)(4).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

Regional Water Quality Control Board

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers

EXHIBITS:

- A. Site and Location Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR

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ALTERATIONS TO LAND; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (D)(4).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE THE ISSUANCE OF A DREDGING LEASE TO THE CITY OF PITTSBURG, BEGINNING JUNE 1, 2002, FOR A TERM OF 10 YEARS, FOR DREDGING A MAXIMUM OF 73,000 CUBIC YARDS OF MATERIAL WITHIN PITTSBURG MARINA. DREDGED MATERIAL WILL BE DISPOSED OF AT THE UNITED STATES ARMY CORPS OF ENGINEERS APPROVED UPLAND DISPOSAL SITE AT WINTER ISLAND. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS. NO ROYALTY SHALL BE CHARGED FOR DISPOSAL OF DREDGED MATERIAL; \$0.25 PER CUBIC YARD SHALL BE CHARGED FOR ANY MATERIAL USED FOR PRIVATE BENEFIT OR COMMERCIAL SALE PURPOSES.